

House File 2381

H-8129

1 Amend House File 2381 as follows:

2 1. Page 7, after line 18 by inserting:

3 <Sec. \_\_\_\_\_. Section 479B.16, subsection 1, Code 2022, is  
4 amended to read as follows:

5 1. A pipeline company granted a pipeline permit shall,  
6 subject to subsection 4, be vested with the right of eminent  
7 domain, to the extent necessary and as prescribed and approved  
8 by the board, not exceeding seventy-five feet in width for  
9 right-of-way and not exceeding one acre in any one location in  
10 addition to right-of-way for the location of pumps, pressure  
11 apparatus, or other stations or equipment necessary to  
12 the proper operation of its pipeline. The board may grant  
13 additional eminent domain rights where the pipeline company  
14 has presented sufficient evidence to adequately demonstrate  
15 that a greater area is required for the proper construction,  
16 operation, and maintenance of the pipeline or for the location  
17 of pumps, pressure apparatus, or other stations or equipment  
18 necessary to the proper operation of its pipeline.

19 Sec. \_\_\_\_\_. Section 479B.16, Code 2022, is amended by adding  
20 the following new subsection:

21 NEW SUBSECTION. 4. The board shall not grant a carbon  
22 pipeline project the right of eminent domain unless the board  
23 finds the project is built pursuant to a comprehensive state  
24 atmospheric carbon reduction plan adopted by the general  
25 assembly that is consistent with the obligations of the  
26 United States in accordance with the nationally determined  
27 contribution pursuant to the United Nations Framework  
28 Convention on Climate Change, Dec. 12, 2015, T.I.A.S. 23 No.  
29 16-1104.>

30 2. Page 7, after line 19 by inserting:

31 <Sec. \_\_\_\_\_. RETROACTIVE APPLICABILITY. The following apply  
32 retroactively to applications for carbon pipeline construction  
33 submitted on or after January 1, 2022:

34 The sections of this Act amending section 479B.16.>

35 3. Title page, line 2, by striking <utilities> and inserting

1 <utilities, pipeline construction projects, and including  
2 retroactive applicability provisions>  
3 4. By renumbering as necessary.

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ISENHART of Dubuque